



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Carson and Zofchak
Serial No. : 09/826,482
Group Art Unit : 1615
Filed : April 4, 2001
Examiner : Venkat, J.
For : Multiple Phase Foaming Personal Cleansing
Products
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
Mailstop: RCE

Preliminary Amendment

Sir:

In response to the Office Action dated October 17, 2003, and the advisory action dated February 2, 2004, and pursuant to the presentation of the enclosed request for continued examination, the Examiner is respectfully requested to consider the following arguments in determining the allowability of the pending claims. Claims 1-3 and 5-30 are pending in the present application. A minor amendment has been made to the claims and in particular, to a single term in the claims, in order to place them in condition of allowance.

In the Claims:

The claims are amended as follows.

1. (Currently amended) A multi-phase surfactant composition wherein said composition comprises at least two discrete and separate liquid phases upon settling, said composition comprising a first or lower high density emollient/conditioning layer comprising at least one high density aromatic ester ~~emollient or conditioning agent~~ having a specific gravity of greater than 1.00 and at least one additional layer comprising a surfactant solution having a specific gravity of less than the specific gravity of said high density layer.